THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION NO. 21931 OF 2007

DATED: 27-11-2007

Between:

Dr. William Trevor Lunt.
S/o. Late Eric Roy Lunt

… Petitioner

And

The Investigation Officer,
WCO, Team III, CCS,
Control Room, Hyderabad
and four others

… Respondents

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ORDER:

In this writ petition, the petitioner seeks a writ of Mandamus calling for the records in C.C.No.328 of 2006 pending on the file of XII Additional Chief Metropolitan Magistrate, Nampally and to declare the action of the police in deleting the names of the accused No.A1, A3, A5 to A11 in the charge sheet as unauthorized.

It is submitted by the learned counsel for the petitioner that aggrieved by the deletion of the above accused, a protest petition was filed, but, however, the same was also returned.

It is open to the petitioner to comply those objections raised in the protest petition filed before the Magistrate and the same is not a ground to entertain this writ petition. Further, it is to be noted that the petitioner is questioning the deletion of the accused Nos.A1, A3, A5 to A11 in Cr.No.526 of 2002 registered on the file of the XII Additional Chief Metropolitan Magistrate, Nampally, but they were not even made

as party respondents in this petition.

In that view of the matter, this writ petition is liable to be dismissed.

Accordingly, writ petition is dismissed. No costs. However, it is open to the petitioner to file appropriate application before the competent Magistrate.

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R. SUBHASH REDDY, J.

Dt: 27-11-2007
Rns

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